



25315

PATENT TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Davis, et al. Attorney Docket No. EFFF-1-1001
Serial No.: -- Group Art Unit: --
Filing Date: January 17, 2002 Examiner: --
Title: SYSTEM AND METHOD FOR AUTOMATICALLY UPDATING MUSIC IN A
DIGITAL JUKEBOX

**COMBINED DECLARATION AND POWER OF ATTORNEY
IN PATENT APPLICATION**

As the inventors of the invention disclosed in the patent application entitled SYSTEM
AND METHOD FOR AUTOMATICALLY UPDATING MUSIC IN A DIGITAL JUKEBOX,
we each hereby declare as follows:

Our residences, post office addresses and citizenship are:

Jeffrey S. Davis	Erik E. Chelstad	Scott K. James	Stephen L. Poole
811 West Bertona St.	1910 10 th Ave. E.	7010 Dibble Ave. NW	2602 1 st Ave. North
Seattle, WA 98119	Seattle, WA 98102	Seattle, WA 98117-5121	Seattle, WA 98109
US Citizen	US Citizen	US Citizen	US Citizen

I believe that we are the original, first and sole inventors of the subject matter that is
claimed and for which a patent is sought on the invention entitled SYSTEM AND METHOD
FOR AUTOMATICALLY UPDATING MUSIC IN A DIGITAL JUKEBOX, the specification
of which is attached to this declaration.

I have reviewed and understand the contents of the above-identified patent application,
including the claims.

I acknowledge the duty to disclose information, which is material to the examination of
this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any
foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international
application which designated at least one country other than the United States of America, for the

application(s) listed below. I have also identified below any foreign application(s) for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed: [NONE]

I hereby claim the benefit under 35 U.S.C. 119(e) of the following United States provisional application(s): filed pro se on 1/17/01, serial number to be provided.

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information that is material to patentability as defined 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application: [NONE]

I hereby appoint the following attorneys and agents to prosecute this application and to transact all related business in the Patent and Trademark Office or the Courts: Richard T. Black, Washington State Bar No. 20,899 and PTO Reg. No. 40,514; David A. Lowe, Washington State Bar No. 24,453 and PTO Reg. No. 39,281; Lawrence D. Graham, Washington State Bar No. 25,402 and PTO Reg. No. 40,001; Mark L. Lorbiecki, Washington State Bar No. 16,796 and PTO Reg. No. 45,643; Michael S. Smith PTO Reg. No. 39,563; Daniel J. Beitey, Washington State Bar No. 26,854 and PTO Reg. No. 48,626; Mark S. Beaufait, Washington State Bar No. 13,419 and PTO Reg. No. 48,529; and Robert R. Richardson, Washington State Bar No. 25,953 and PTO Reg. No. 40,143.

Direct all communications to:

Michael S. Smith
BLACK LOWE & GRAHAM^{PLLC}
816 Second Avenue
Seattle, Washington 98104
Direct Dial: 206.749.9888
Facsimile: 206.381.3301
Email: smith@blacklaw.com

I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1/17/2002
Date

Jeffrey S. Davis

01/17/2002
Date

Erik E. Chelstad

01/17/2002
Date

Scott K. James

01-17-2002
Date

Stephen L. Poole

a
sp

20250117 04:49:04